

UNITED STATES DISTRICT COURT

SOUTHERN

District of NEW YORK

WELLS FARGO BANK, N.A., as Trustee,

Interpleader Plaintiff,

V.

SUMMONS IN A CIVIL ACTION

CAYLON, MAGNETAR CONSTELLATION  
MASTER FUND, LTD., CEDE & CO., as Holder  
of certain Global Notes and Preference Shares and  
nominee name of the Depository Trust Company,  
and DOES 1 through 100, owners of beneficial  
interests in the Global Notes and/or preference Shares,

Interpleader Defendants.

CASE NUMBER:  
**08 CV 1297**

**JUDGE LYNCH**

To: Cede & Co.  
55 Water Street  
New York, New York 10041-0004

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Michael E. Johnson, Esq., Alston & Bird LLP, 90 Park Avenue, New York, New York 10016

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

*Marcos Quintero*

(By) DEPUTY CLERK

DATE

**FEB 08 2008**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE
--	------

TITLE
-------

☐ Other (specify):

TRAVEL	SERVICES	TOTAL	\$0.00
--------	----------	-------	--------

---

*Address of Server*

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

WELLS FARGO BANK, N.A., as Trustee,

Interpleader Plaintiff,

-against-

CAYLON, MAGNETAR CONSTELLATION  
MASTER FUND, LTD., CEDE & CO., as  
Holder of certain Global Notes and Preference  
Shares and nominee name of the Depository  
Trust Company, and DOES 1 through 100,  
owners of beneficial interests in the Global Notes  
and/or Preference Shares,

Interpleader Defendants.

Civil Action No. 08 CV 1297

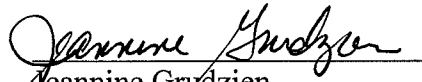
**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
                                      )  
COUNTY OF NEW YORK    )     ss:

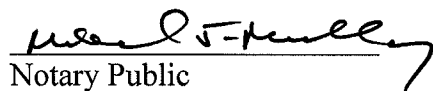
Jeannine Grudzien, being duly sworn, deposes and says, that deponent is not a party to the action, is over 18 years of age and is employed by Alston & Bird LLP.

That on the 8<sup>th</sup> day of February, 2008, at approximately 6:00 p.m., deponent served a copy of the Notice of Discontinuance Without Prejudice, Summons, Civil Cover Sheet, Interpleader Complaint, Interpleader, Rule 7.1 Statement, Individual Practices of Gerard E. Lynch, Individual Practices of Magistrate Judge Henry Pitman and Consent to Proceed Before United States Magistrate Judge upon Cede & Co., 55 Water Street, New York, New York 10041 by personally delivering and leaving the same with Swan Geigel, Director of Legal Services, who was authorized to accept service.

Swan Geigel is a Caucasian female, approximately 40 years old, stands approximately 5 feet 8 inches tall and weighs approximately 130 pounds and has short black hair.

  
Jeannine Grudzien

Sworn to before me this  
11<sup>th</sup> day of February, 2008

  
Notary Public

**MICHAEL J. MALLOY**  
**NOTARY PUBLIC, STATE OF NEW YORK**  
**NO. 41-4914497**  
**QUALIFIED IN NEW YORK COUNTY**  
**COMMISSION EXPIRES JANUARY 27, 20 10**